

DANNY D. BRACE, JR., #114466  
LAW OFFICE OF DANNY D. BRACE, JR.  
901 H Street, Suite 500  
Sacramento, CA 95814  
(916) 552-6660  
Fax: (916) 447-0592

Attorney for Defendant

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	Case No.: S 05-38 MCE
	)	
Plaintiff,	)	STIPULATION AND ORDER TO EXTEND
	)	TIME FOR PRELIMINARY
vs.	)	EXAMINATION AND EXCLUDE TIME
	)	
LISA LAYTON,	)	
	)	
Defendant	)	

The parties agree that time beginning May 17, 2005 and extending through May 24, 2005 should be excluded from the calculation of time under the Speedy Trial Act. The parties submit that the ends of justice are served by the Court excluding such time, so that counsel for the defendant may have reasonable time necessary for effective preparation, taking into account the exercise of due diligence, and so that the defendant may have continuity of counsel. 18 U.S.C. § 3161(h)(8)(B)(iv). In particular, counsel for defendant needs more time to discuss the plea agreement with the defendant, and at this time is preparing for trial in a Sacramento County Superior Court case. The parties stipulate and agree that the interests of justice served by granting this continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §3161(h)(8)(A).

1 The parties further request that this matter be taken off the May 17, 2005, calendar and be  
2 rescheduled to May 24, 2005, at 8:30 a.m.

3 Respectfully submitted,

4  
5 Date: 5-12-05

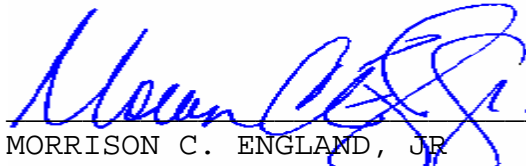
By: /s/ Danny D. Brace, Jr.,  
DANNY D. BRACE, JR.,  
Attorney for Defendant

6  
7 Date: 5-12-05

By: /s/ Matthew D. Segal  
MATTHEW D. SEGAL  
Assistant U.S. Attorney

8  
9  
10 **IT IS SO ORDERED:**

11 Dated: May 18, 2005

12  
13  
14   
15 MORRISON C. ENGLAND, JR.  
16 UNITED STATES DISTRICT JUDGE  
17  
18  
19  
20  
21  
22  
23  
24  
25